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**From:** Laycock, Kelly [Laycock.Kelly@epa.gov]  
**Sent:** 10/26/2020 10:12:29 AM  
**To:** Morgan, James [Morgan.James@epa.gov]; Nagrani, Kavita [Nagrani.Kavita@epa.gov]; Kupchan, Simma [Kupchan.Simma@epa.gov]; Calli, Rosemary [Calli.Rosemary@epa.gov]; Ghosh, Mita [Ghosh.Mita@epa.gov]; Hicks, Matt [Hicks.Matthew@epa.gov]; Hurlid, Kathy [Hurlid.Kathy@epa.gov]; McGill, Thomas [Mcgill.Thomas@epa.gov]; Parker, Christopher [Parker.Christopher@epa.gov]; Speir, Jeffrey [speir.jeffrey@epa.gov]; Creswell, Michael [Creswell.Michael@epa.gov]; Beck, Whitney [beck.whitney@epa.gov]; Wade, Alexis [Wade.Alexis@epa.gov]  
**Subject:** RE: DEP's Environmental Crimes Unit  
**Attachments:** MOA EPA Signed.pdf

JT,

The link Kavita posted worked for me to get to the MOA but here's an offline copy.

Kelly Laycock  
Wetlands Regulatory Section  
U.S. Environmental Protection Agency  
61 Forsyth St.  
Atlanta GA, 30303  
phone 404 562 9132

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**From:** Morgan, James <Morgan.James@epa.gov>  
**Sent:** Friday, October 23, 2020 4:49 PM  
**To:** Nagrani, Kavita <Nagrani.Kavita@epa.gov>; Kupchan, Simma <Kupchan.Simma@epa.gov>; Calli, Rosemary <Calli.Rosemary@epa.gov>; Ghosh, Mita <Ghosh.Mita@epa.gov>; Hicks, Matt <Hicks.Matthew@epa.gov>; Hurlid, Kathy <Hurlid.Kathy@epa.gov>; Laycock, Kelly <Laycock.Kelly@epa.gov>; McGill, Thomas <Mcgill.Thomas@epa.gov>; Parker, Christopher <Parker.Christopher@epa.gov>; Speir, Jeffrey <speir.jeffrey@epa.gov>; Creswell, Michael <Creswell.Michael@epa.gov>; Beck, Whitney <beck.whitney@epa.gov>; Wade, Alexis <Wade.Alexis@epa.gov>  
**Subject:** RE: DEP's Environmental Crimes Unit

I clicked on the link provided and there is no MOA. In fact there are no documents.

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**From:** Nagrani, Kavita  
**Sent:** Friday, October 23, 2020 3:45 PM  
**To:** Morgan, James <Morgan.James@epa.gov>; Kupchan, Simma <Kupchan.Simma@epa.gov>; Calli, Rosemary <Calli.Rosemary@epa.gov>; Ghosh, Mita <Ghosh.Mita@epa.gov>; Hicks, Matt <Hicks.Matthew@epa.gov>; Hurlid, Kathy <Hurlid.Kathy@epa.gov>; Laycock, Kelly <Laycock.Kelly@epa.gov>; McGill, Thomas <Mcgill.Thomas@epa.gov>; Parker, Christopher <Parker.Christopher@epa.gov>; Speir, Jeffrey <speir.jeffrey@epa.gov>; Creswell, Michael <Creswell.Michael@epa.gov>; Beck, Whitney <beck.whitney@epa.gov>; Wade, Alexis <Wade.Alexis@epa.gov>  
**Subject:** RE: DEP's Environmental Crimes Unit

Hi JT,

I think you are referring to the EPA-DEP MOA, right? Here's the link to that document:

# Ex. 6 Personal Privacy (PP)

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**From:** Morgan, James <Morgan.James@epa.gov>

**Sent:** Friday, October 23, 2020 3:17 PM

**To:** Kupchan, Simma <Kupchan.Simma@epa.gov>; Calli, Rosemary <Calli.Rosemary@epa.gov>; Ghosh, Mita <Ghosh.Mita@epa.gov>; Hicks, Matt <Hicks.Matthew@epa.gov>; Hurd, Kathy <Hurd.Kathy@epa.gov>; Laycock, Kelly <Laycock.Kelly@epa.gov>; McGill, Thomas <McGill.Thomas@epa.gov>; Nagrani, Kavita <Nagrani.Kavita@epa.gov>; Parker, Christopher <Parker.Christopher@epa.gov>; Speir, Jeffrey <speir.jeffrey@epa.gov>; Creswell, Michael <Creswell.Michael@epa.gov>; Beck, Whitney <beck.whitney@epa.gov>; Wade, Alexis <Wade.Alexis@epa.gov>

**Subject:** RE: DEP's Environmental Crimes Unit

I'll discuss with my management re: next steps if any

**Ex. 5 Attorney Client (AC)**

## **Ex. 5 Attorney Client (AC)**

**Ex. 5 Attorney Client (AC)**

I cannot find the MOA

that is cited at the bottom and it does not appear to be in the tranche of documents on the SharePoint site where the program descriptions are found. Is the MOA located elsewhere? There just seem to be some significant holes here but I'm gathering that this train doesn't have brakes.

As they say down south, if all y'all are ok with it then it seems it's hurtling forward as is. Of course keeping in mind,

## **Ex. 5 Attorney Client (AC)**

J. T. Morgan, Attorney  
Environmental Protection Agency  
Office of Criminal Enforcement, Forensics and Training  
Legal Counsel Division  
Room 1204 C WJC South, Mail Code 2232A  
1200 Pennsylvania Ave., N.W.  
Washington, D.C. 20004  
Telephone: 202-564-7684  
Fax: 202-501-0579

Attorney Work Product

Belief in climate change is optional, participation is not.

Help EPA fight pollution – report environmental violations at <http://www.epa.gov/compliance/complaints/index.html>

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**From:** Kupchan, Simma

**Sent:** Friday, October 23, 2020 12:12 PM

**To:** Morgan, James <Morgan.James@epa.gov>; Calli, Rosemary <Calli.Rosemary@epa.gov>; Ghosh, Mita <Ghosh.Mita@epa.gov>; Hicks, Matt <Hicks.Matthew@epa.gov>; Hurd, Kathy <Hurd.Kathy@epa.gov>; Laycock, Kelly <Laycock.Kelly@epa.gov>; McGill, Thomas <McGill.Thomas@epa.gov>; Nagrani, Kavita <Nagrani.Kavita@epa.gov>; Parker, Christopher <Parker.Christopher@epa.gov>; Speir, Jeffrey <speir.jeffrey@epa.gov>; Creswell, Michael <Creswell.Michael@epa.gov>; Beck, Whitney <beck.whitney@epa.gov>; Wade, Alexis <Wade.Alexis@epa.gov>

**Subject:** RE: DEP's Environmental Crimes Unit

JT,

Thanks for all of this information.

Ex. 5 Attorney Client (AC)

# Ex. 5 Attorney Client (AC)

Let us know what OECA decides to do and how you all want to proceed. Thanks!

Simma

# Ex. 5 Attorney Client (AC)

Simma Kupchan  
EPA Office of General Counsel  
Water Law Office  
WJC North Building # 7426Q  
202-564-3105

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**From:** Morgan, James <[Morgan.James@epa.gov](mailto:Morgan.James@epa.gov)>

**Sent:** Thursday, October 22, 2020 2:16 PM

**To:** Kupchan, Simma <[Kupchan.Simma@epa.gov](mailto:Kupchan.Simma@epa.gov)>; Calli, Rosemary <[Calli.Rosemary@epa.gov](mailto:Calli.Rosemary@epa.gov)>; Ghosh, Mita <[Ghosh.Mita@epa.gov](mailto:Ghosh.Mita@epa.gov)>; Hicks, Matt <[Hicks.Matthew@epa.gov](mailto:Hicks.Matthew@epa.gov)>; Hurlid, Kathy <[Hurlid.Kathy@epa.gov](mailto:Hurlid.Kathy@epa.gov)>; Laycock, Kelly <[Laycock.Kelly@epa.gov](mailto:Laycock.Kelly@epa.gov)>; McGill, Thomas <[Mcgill.Thomas@epa.gov](mailto:Mcgill.Thomas@epa.gov)>; Nagrani, Kavita <[Nagrani.Kavita@epa.gov](mailto:Nagrani.Kavita@epa.gov)>; Parker, Christopher <[Parker.Christopher@epa.gov](mailto:Parker.Christopher@epa.gov)>; Speir, Jeffrey <[speir.jeffrey@epa.gov](mailto:speir.jeffrey@epa.gov)>; Creswell, Michael <[Creswell.Michael@epa.gov](mailto:Creswell.Michael@epa.gov)>; Beck, Whitney <[beck.whitney@epa.gov](mailto:beck.whitney@epa.gov)>; Wade, Alexis <[Wade.Alexis@epa.gov](mailto:Wade.Alexis@epa.gov)>

**Subject:** RE: DEP's Environmental Crimes Unit

Thanks for that.

# Ex. 5 Attorney Client (AC)

# Ex. 5 Attorney Client (AC)

**From:** Kupchan, Simma

**Sent:** Thursday, October 22, 2020 1:53 PM

**To:** Morgan, James <Morgan.James@epa.gov>; Calli, Rosemary <Calli.Rosemary@epa.gov>; Ghosh, Mita <Ghosh.Mita@epa.gov>; Hicks, Matt <Hicks.Matthew@epa.gov>; Hurlid, Kathy <Hurlid.Kathy@epa.gov>; Laycock, Kelly <Laycock.Kelly@epa.gov>; McGill, Thomas <McGill.Thomas@epa.gov>; Nagrani, Kavita <Nagrani.Kavita@epa.gov>; Parker, Christopher <Parker.Christopher@epa.gov>; Speir, Jeffrey <speir.jeffrey@epa.gov>; Creswell, Michael <Creswell.Michael@epa.gov>; Beck, Whitney <beck.whitney@epa.gov>; Wade, Alexis <Wade.Alexis@epa.gov>

**Subject:** RE: DEP's Environmental Crimes Unit

Thanks, JT, and I apologize for missing today's check in. And more apologies if you discussed this.

As I noted in my prior email, , it looks to me like:

Ex. 5 Attorney Client (AC)

# Ex. 5 Attorney Client (AC)

I'd like to run the issue you raised by my managers, JT, but first want to make sure nobody is aware of any other authority other than the pretty general requirement I cite above. Thanks!

Simma Kupchan  
EPA Office of General Counsel  
Water Law Office  
WJC North Building # 7426Q  
202-564-3105

**From:** Morgan, James <Morgan.James@epa.gov>

**Sent:** Thursday, October 22, 2020 1:23 PM

**To:** Calli, Rosemary <Calli.Rosemary@epa.gov>; Ghosh, Mita <Ghosh.Mita@epa.gov>; Hicks, Matt <Hicks.Matthew@epa.gov>; Hurlid, Kathy <Hurlid.Kathy@epa.gov>; Kupchan, Simma <Kupchan.Simma@epa.gov>; Laycock, Kelly <Laycock.Kelly@epa.gov>; McGill, Thomas <McGill.Thomas@epa.gov>; Nagrani, Kavita <Nagrani.Kavita@epa.gov>; Parker, Christopher <Parker.Christopher@epa.gov>; Speir, Jeffrey <speir.jeffrey@epa.gov>; Creswell, Michael <Creswell.Michael@epa.gov>; Beck, Whitney <beck.whitney@epa.gov>; Wade, Alexis <Wade.Alexis@epa.gov>

**Subject:** DEP's Environmental Crimes Unit

Hello folks:

Perhaps this may be of help to DEP. They can reach out to their newly reconstituted environmental crimes unit and get assistance in describing how they do criminal enforcement and coordination with EPA and the Corps. Apparently they are responsible for all environmental crimes enforcement in Florida. Air, water, haz waste, etc.

See links.

<https://floridadep.gov/dleer/environmental-crimes-unit>

<https://floridadep.gov/dleer>

J. T. Morgan, Attorney

Environmental Protection Agency  
Office of Criminal Enforcement, Forensics and Training  
Legal Counsel Division  
Room 1204 C WJC South, Mail Code 2232A  
1200 Pennsylvania Ave., N.W.  
Washington, D.C. 20004  
Telephone: 202-564-7684  
Fax: 202-501-0579

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